

TOWNSEND AND TOWNSEND AND CREW LLP  
ERIC P. JACOBS (State Bar No. 88413)  
PETER H. GOLDSMITH (State Bar No. 91294)  
ROBERT A. McFARLANE (State Bar No. 172650)  
IGOR SHOIKET (State Bar No. 190066)  
Two Embarcadero Center, 8th Floor  
San Francisco, California 94111  
Telephone: (415) 576-0200  
Facsimile: (415) 576-0300  
E-mail: epjacobs@townsend.com  
phgoldsmith@townsend.com  
ramcfarlane@townsend.com  
ishoiket@townsend.com

Attorneys for Defendant and Counterclaimant  
FAIRCHILD SEMICONDUCTOR CORPORATION

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

ALPHA & OMEGA SEMICONDUCTOR,  
INC., a California corporation; and  
ALPHA & OMEGA SEMICONDUCTOR,  
LTD., a Bermuda corporation,

Plaintiffs and Counterdefendants,

v.

FAIRCHILD SEMICONDUCTOR  
CORP., a Delaware corporation,

Defendant and Counterclaimant.

Case No. C 07-2638 JSW (EDL)  
(Consolidated with Case No. C 07-2664 JSW)

**DECLARATION OF LEONARD J.  
AUGUSTINE JR. IN SUPPORT OF  
FAIRCHILD SEMICONDUCTOR  
CORPORATION'S MOTION TO  
COMPEL PRODUCTION OF  
DOCUMENTS**

Date: September 16, 2008  
Time: 9:00 a.m.  
Courtroom: Courtroom E, 15th Floor

Hon. Elizabeth D. Laporte

AND RELATED COUNTERCLAIMS.

I, Leonard J. Augustine, Jr., declare as follows:

1. I am an attorney licensed to practice law in the State of California and am admitted to practice in this Court. I am an associate attorney at Townsend and Townsend and Crew LLP, counsel for Defendant and Counterclaimant Fairchild Semiconductor Corporation ("Fairchild") in this matter.

2. This Declaration is submitted in support of Fairchild's Motion to Compel Production of Documents, filed concurrently. I have personal knowledge of the matters stated herein and if called to testify as a witness, I could and would competently testify thereto.

3. Attached hereto as Exhibit 1 is a true and correct copy of selected pages from U.S. Patents No. 6,429,481, 6,521,497, 6,710,406, 6,828,195 and 7,148,111.

4. Attached hereto as Exhibit 2 is a true and correct copy of Fairchild's First Set of Request for Production to Alpha and Omega Semiconductor, Incorporated and Alpha and Omega Semiconductor, Limited, dated July 27, 2007.

5. Attached hereto as Exhibit 3 is a true and correct copy of AOS's Responses and Objections to Fairchild's First Set of Requests for Production of Documents served in Case No. C 07-2664 JSW, dated September 28, 2007.

6. Attached hereto as Exhibit 4 is a true and correct copy of Fairchild's Second Set of Requests for Production to Alpha & Omega Semiconductor, Ltd. and Alpha & Omega Semiconductor, Inc., dated November 12, 2007.

7. Attached hereto as Exhibit 5 is a true and correct copy of AOS's Responses and Objections to Fairchild's Second Set of Requests for Production, dated December 12, 2007.

8. Attached hereto as Exhibit 6 is a true and correct copy of an email dated February 2, 2008, from Fairchild counsel Eric Jacobs to AOS counsel Brett Schuman.

9. Attached hereto as Exhibit 7 is a true and correct copy of an email dated February 13, 2008, from Fairchild counsel Eric Jacobs to AOS counsel Ahren C. Hoffman (filed under seal).

10. Attached hereto as Exhibit 8 is a true and correct copy of an email dated March 13, 2008, from Fairchild counsel Igor Shoiket to AOS counsel Brett Schuman.

11. Attached hereto as Exhibit 9 is a true and correct copy of an email dated June 19, 2008, from Fairchild counsel Priya Sreenivisan to AOS counsel Brett Schuman.

12. Attached hereto as Exhibit 10 is a true and correct copy of a letter dated June 27, 2008, from Fairchild counsel Matthew Hulse to AOS counsel Ahren C. Hoffman.

13. Attached hereto as Exhibit 11 is a true and correct copy of a letter dated July 11, 2008, from Fairchild counsel Matthew Hulse to AOS counsel Ahren C. Hoffman.

1           14.     Attached hereto as Exhibit 12 is a true and correct copy of a letter dated July 3, 2008,  
2 from AOS counsel Ahren C. Hoffman to Fairchild counsel Matthew Hulse.

3           15.     Attached hereto as Exhibit 13 is a true and correct copy of an email dated July 16,  
4 2008, from Fairchild counsel Matthew Hulse to AOS counsel.

5           16.     Attached hereto as Exhibit 14 is a true and correct copy of an email dated July 16,  
6 2008, from AOS counsel Brett Schuman to Fairchild counsel Matthew Hulse.

7           17.     Attached hereto as Exhibit 15 is a true and correct copy of AOS's First Set of Requests  
8 to Fairchild for Production of Documents and Things dated on or about July 30, 2007.

9           18.     Attached hereto as Exhibit 16 is a true and correct copy of a letter dated April 18, 2008,  
10 from AOS counsel David V. Sanker to Fairchild counsel Eric Jacobs (filed under seal).

11          19.     Attached hereto as Exhibit 17 is a true and correct copy of an email dated August 1,  
12 2008, from to AOS counsel Ahren C. Hoffman to Fairchild counsel Priya Sreenivisan.

13          20.     Attached hereto as Exhibit 18 is a true and correct copy of selected pages from a  
14 document produced by AOS titled "Alpha and Omega Semiconductor - The Analog and Power  
15 Technology Center of the World", bates stamped AOS\_F00006714 and AOS\_F00006726 (filed under  
16 seal).

17          21.     Attached hereto as Exhibit 19 is a true and correct copy of selected pages from  
18 Fairchild's Amended Disclosure of Asserted Claims and Preliminary Infringement Contentions dated  
19 February 25, 2008.

20          22.     Attached hereto as Exhibit 20 is a true and correct copy of selected pages from AOS's  
21 Amended Disclosure of Asserted Claims and Preliminary Infringement Contentions, dated on or about  
22 December 21, 2007.

23          23.     Attached hereto as Exhibit 21 is a true and correct copy of a letter dated May 21, 2008,  
24 from Fairchild counsel Priya Sreenivisan to AOS counsel Brett Schuman.

25          24.     Attached hereto as Exhibit 22 is a true and correct copy of an email dated November  
26 12, 2007, from Fairchild counsel Priya Sreenivisan to AOS counsel Harry F. Doscher.

27          25.     Attached hereto as Exhibit 23 is a true and correct copy of a letter dated October 10,  
28 2007, from Fairchild counsel Leonard J. Augustine Jr. to AOS counsel Harry F. Doscher.

26. Attached hereto as Exhibit 24 is a true and correct copy of a letter dated November 2, 2007, from Fairchild counsel Priya Sreenivisan to AOS counsel Harry F. Doscher.

27. Attached hereto as Exhibit 25 is a true and correct copy of selected pages from the transcript of a hearing in this case held on November 27, 2007, before the Honorable Elizabeth D. Laporte.

28. Attached hereto as Exhibit 26 is a true and correct copy of AOS's Representative Parts List dated January 18, 2008 (filed under seal).

29. Attached hereto as Exhibit 27 is a true and correct copy of Fairchild's Representative Parts List dated January 22, 2008 (filed under seal).

30. Attached hereto as Exhibit 28 is a true and correct copy of a datasheet published on AOS's website for part number AO4410, produced by Fairchild at FAIR0025038-25041.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 12th day of August, 2008, in San Francisco, California.

By: /s/ Leonard J. Augustine Jr.  
LEONARD J. AUGUSTINE JR.

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